

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CRM-M-43609 of 2020(O&M)
Date of Decision: 16.03.2023

Jasveer Singh

...Petitioner

Versus

State of Haryana

...Respondent

CORAM :HON'BLE MR. JUSTICE KARAMJIT SINGH

**Present:- Mr. Gurpreet Singh, Advocate
Mr. Karan Kathuria, Advocate and
Mr. Rahul, Advocate
For the petitioner.**

Mr. Naveen Kumar Sheoran, DAG Haryana.

**Mr. Vivek Sethi, Advocate
For the complainant.**

KARAMJIT SINGH, J.

The present petition has been filed by the petitioner under Section 438 Cr.P.C. seeking anticipatory bail in case having FIR No. 306 dated 31.08.2020, registered under Sections 198, 406, 409 and 420 IPC at Police Station City Mandi Dabwali, Sirsa.

The allegations in nutshell are that the complainant who was working as Area Manager in a finance company lodged complaint with the police that petitioner who was also working in the said finance company embezzled amount of Rs.1,00,000/- while another employee Shobika embezzled Rs.6,00,000/-, Manjeet Singh embezzled Rs.13,44,000/-, Angrej Singh committed embezzlement of Rs.5670/- and Kailash Kumar embezzled amount of Rs.24360/-.

A detailed order was passed on 23.12.2020 by the Co-ordinate Bench whereby interim bail was granted to the petitioner with a direction to join the investigation with an undertaking to deposit an amount of Rs.50,000/- within a period of 15 days.

The counsel for the petitioner submits that the petitioner has joined the investigation and he also deposited Rs.1,00,000/- with the police/ finance company in compliance of the aforesaid order of interim bail.

The petition is contested by the counsel for the complainant who submits that the petitioner being employee of the finance company where he was working, embezzled Rs.1,00,000/- and later on the petitioner deposited the said amount with the police/ finance company.

The State counsel, on instructions from SI Tara Chand submits that in compliance of the order dated 23.12.2020 the petitioner joined the investigation and also deposited the concerned amount. The State counsel further submits that now the petitioner is not required by the police for the purpose of further investigation.

I have considered the submissions made by counsel for the parties.

Admittedly, the petitioner is not required by the police for any further investigation. Further, the petitioner has already deposited the alleged embezzled amount of Rs.1,00,000/-.

In the given circumstances, no purpose is going to be served by subjecting the petitioner to custodial interrogation at this stage.

Thus, without commenting on the merits of the case present petition is allowed and order of interim bail dated 23.12.2020 is hereby made absolute, subject to the conditions as envisaged under Section 438(2) Cr.P.C.

16.03.2023
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(KARAMJIT SINGH)
JUDGE

Whether speaking/reasoned : Yes/No
Whether reportable : Yes/No